

ADOPTED

Senators Cowser of the 46th, Jeffares of the 17th and Beach of the 21st offered the following amendment:

1 *Amend the House amendment to SB 326 (AM 28 1355) by striking lines 1 through 3 and*
 2 *inserting in lieu thereof the following:*

3 *Amend SB 326 (LC 28 6968) by striking lines 1 through 4 and inserting in lieu thereof the*
 4 *following:*

5 To amend Chapter 3 of Title 20 of the Official Code of Georgia Annotated, relating to
 6 education, so as to authorize the Private Colleges and Universities Authority to meet by
 7 teleconference and other methods permitted by law; to provide limitations on and reporting
 8 of real property capital lease obligations of the Board of Regents; to amend Code
 9 Section 45-7-21 of the Official Code of Georgia Annotated, relating to expense allowance
 10 and travel cost reimbursement for members of certain boards and commissions, so as to
 11 provide that certain boards and commissions shall receive the same per diem as members of
 12 the General Assembly; to provide that daily expense allowances are authorized only if the
 13 member of the board or commission is physically present at the meeting of the board or
 14 commission; to amend Code Section 50-1-5 of the Official Code of Georgia Annotated,
 15 relating to meetings by teleconference or other similar means, so as to provide that members
 16 of boards, bodies, committees, or commissions of state government that participate in
 17 meeting by teleconference or other similar means and are not physically present at the
 18 meeting of the board, body, committee, or commission shall not be entitled to daily expense
 19 allowances for such meeting; to provide for related matters; to " *and by striking the quotation*
 20 *mark at the end of line 42 and inserting after line 42 the following:*

21 A member who attends a meeting by teleconference or by other means other than in person
 22 shall not be entitled to receive a per diem payment for attending such meeting."

SECTION 2.

23 Said title is further amended by adding a new Code section to Part 2 of Article 2 of Chapter 3
 24 to read as follows:

25 "20-3-88.

26 (a) As used in this Code section, the term 'capital lease obligations' means the annual
 27 obligations related to capital lease projects of the Board of Regents constructed by a third
 28 party on real property owned by the Board of Regents for the use and benefit of the Board
 29 of Regents in accordance with standards specified by the Board of Regents that are leased
 30 to the Board of Regents pursuant to an annually renewable lease.
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32 (b) The Board of Regents shall not enter into any new capital lease obligation if the annual
 33 aggregate capital lease obligations for the University System of Georgia exceed 7 percent
 34 of the total revenues of the University System of Georgia for the immediately preceding
 35 fiscal year.

36 (c) The Board of Regents shall report its aggregate capital lease obligations to the
 37 Governor, the Lieutenant Governor, the Speaker of the House of Representatives, and the
 38 chairpersons of the House Committee on Appropriations and the Senate Appropriations
 39 Committee."

40 **SECTION 3.**

41 Code Section 45-7-21 of the Official Code of Georgia Annotated, relating to expense
 42 allowance and travel cost reimbursement for members of certain boards and commissions,
 43 is amended by revising subsection (b) and by adding two new subsections to read as follows:

44 "(b) ~~Whenever~~ With the exception of the State Personnel Board, the State Transportation
 45 Board, the Veterans Service Board, the Board of Natural Resources, and the State Board
 46 of Education, whenever this Code section or any other law of this state provides that
 47 members of any board, commission, or other body shall receive the same daily expense
 48 allowance as members of the General Assembly, whether by specific reference to this Code
 49 section or any other law or by a more general reference, the members of such board,
 50 commission, or other body shall receive a daily expense allowance of \$105.00. Such
 51 \$105.00 amount shall apply for members of such boards, commissions, and other bodies,
 52 regardless of whether the amount actually received by members of the General Assembly
 53 under Code Section 28-1-8 is more or less than \$105.00. The provisions of this subsection
 54 shall control over any conflicting provisions of any other earlier enacted law.

55 (c) The daily expense allowance provided for in subsection (a) of this Code section for
 56 members of the State Transportation Board, the Veterans Service Board, the Board of
 57 Natural Resources, and the State Board of Education shall be the same daily expense
 58 allowance as members of the General Assembly actually receive under Code
 59 Section 28-1-8. Members of the State Personnel Board shall also receive the same daily
 60 expense allowance as members of the General Assembly actually receive under Code
 61 Section 28-1-8.

62 (d) A member of a board, committee, commission, or other body subject to this Code
 63 section who does not physically attend the meeting of the board, committee, commission,
 64 or other body but participates in such meeting by telephone conference call, two-way
 65 interactive closed circuit television or satellite television signal, or any other similar
 66 method which allows each member of the board or body participating in the meeting to
 67 hear and speak to each other member participating in the meeting shall not be eligible to

68 receive the daily expense allowance under this Code section. Daily expense allowances
69 under this Code section shall be allowed only for members who are physically present at
70 meetings of their respective boards, committees, commissions, or other bodies subject to
71 this Code section."

72 **SECTION 4.**

73 Code Section 50-1-5 of the Official Code of Georgia Annotated, relating to meetings by
74 teleconference or other similar means, is amended by adding a new subsection to read as
75 follows:

76 "(d) A member of a board, body, committee, or commission who does not physically
77 attend the meeting of the board, body, committee, or commission but participates in such
78 meeting by telephone conference call, two-way interactive closed circuit television or
79 satellite television signal, or any other similar method pursuant to this Code section shall
80 not be eligible to receive a daily expense allowance or per diem for such meeting. Daily
81 expense allowances and per diem shall be allowed only for members who are physically
82 present at meetings of their respective boards, bodies, committees, or commissions."

83 *By redesignating Sections 2 and 3 as Sections 5 and 6, respectively.*